

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X	
	:	
RESTORATION HARDWARE, INC., et al.,	:	
Plaintiffs,	:	
	:	17 Civ. 5553 (LGS)(GWG)
-against-	:	
	:	<u>ORDER</u>
	:	
LIGHTING DESIGN WHOLESALERS, INC., et	:	
al.,	:	
Defendants.	:	
-----	X	

LORNA G. SCHOFIELD, District Judge:

WHEREAS, on May 2, 2018, the Court entered the Amended Default Judgment against Lighting Design Wholesalers, Inc. (“LDWI”) and Alan Mizrahi (collectively, the “Mizrahi Defendants”). The Court found the Mizrahi Defendants liable for \$1,300,000.00 in statutory copyright damages plus post-judgment interest. In addition, the Court permanently enjoined the Mizrahi Defendants from further violating the intellectual property at issue in this case and directed the registrars and registries for the <alanmizrahi.com> and <alanmizrahilighting.com> domain names immediately and permanently to disable the domain names and the hosting service associated with the domain names.

WHEREAS, in July 2018, Plaintiffs filed a motion to enforce the Amended Default Judgment; the Mizrahi Defendants filed a motion to vacate the Amended Default Judgment; and the Court terminated Plaintiffs’ motion to enforce in order to resolve the Mizrahi Defendants’ motion to vacate.


WHEREAS, on December 4, 2020, the Court issued an Opinion and Order denying LDWI’s motion to vacate the Amended Default Judgment with prejudice and denying Mizrahi’s motion to vacate the Amended Default Judgment without prejudice to his moving to vacate the

Default Judgment on grounds other than that the Amended Default Judgment is void pursuant to Federal Rule of Civil Procedure 60(b)(4). The Opinion and Order directs Mizrahi to file any renewed motion to vacate by December 15, 2020, which date was extended to December 22, 2020.

WHEREAS, on December 22, 2020, the Mizrahi Defendants filed a letter stating that they had “decided not to move forward with the new application at this time,” and requesting that the Court “render a final decision on the motion.” Dkt. No. 198. It is hereby

ORDERED that, the Court’s December 4, 2020, Opinion and Order is a final decision on the Mizrahi Defendants’ motion to vacate the Amended Default Judgment. By **January 14, 2021**, Plaintiffs shall file any renewed motion to enforce the Amended Default Judgment.

Dated: December 24, 2020
New York, New York



LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE